

UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF TENNESSEE
AT GREENEVILLE

JAMES K. GARLAND)
v.)
MICHAEL J. ASTRUE,)
Commissioner of Social Security)

)
NO. 2:10-CV-137
)
)

ORDER

This Social Security matter is before the Court to consider the Report and Recommendation of the United States Magistrate Judge dated May 20, 2011. In that Report and Recommendation, the Magistrate Judge recommends that the plaintiff's motion for judgment on the pleadings, [Doc. 10], be granted to the extent the case is remanded for a consultative mental evaluation, and defendant's motion for summary judgment, [Doc. 12], be denied. The parties have not filed objections to this recommendation. Thus, after careful consideration of the record as a whole, including the Administrative Transcript, and after careful consideration of the Report and Recommendation of the United States Magistrate Judge, and for the reasons set out in that Report and Recommendation which are incorporated by reference herein, it is hereby **ORDERED** that this Report and Recommendation is **ADOPTED** and **APPROVED**, [Doc. 14], that the plaintiff's motion for judgment on the pleadings, [Doc. 10], be **GRANTED** to the extent the case is remanded for a consultative mental evaluation, and that defendant's motion for summary judgment, [Doc. 12], is **DENIED**.

E N T E R:

s/J. RONNIE GREER
UNITED STATES DISTRICT JUDGE